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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT TACOMA

11 JESUS MONTES DE OCA GODINEZ,

12 Plaintiff,

13 v.

14 TOM GILES, *et al*,

15 Defendants.

Case No. C08-5601 RBL/KLS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

16 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen L.  
17 Strombom, objections to the report and recommendation, if any, and the remaining record, does  
18 hereby find and ORDER:

- 19 (1) The Court adopts the Report and Recommendation;
- 20 (2) Plaintiff's action is **DISMISSED WITHOUT PREJUDICE** pursuant to Rule  
41(b)(2) of the Federal Rules of Civil Procedure; and
- 21 (3) The Clerk is directed to send copies of this Order to Plaintiff and to the Hon. Karen  
22 L. Strombom.

23 DATED this 8<sup>th</sup> day of June, 2008.

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26 RONALD B. LEIGHTON  
27 UNITED STATES DISTRICT JUDGE  
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